

2000-0015-06
USSN 10/670,406REMARKS

In the Office Action, the Examiner has rejected claims 5-18 of the present application under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-4 of U.S. Patent No. 6,721,340.

In this response, Applicant is filing herewith a terminal disclaimer in compliance with 37 CFR 1.321(c). Accordingly, Attorney for Applicant respectfully contends that the basis for the claim rejections based on double patenting has thus been overcome, and should be withdrawn.

Also in this Response to the Office Action, claims 8, 9, 10 and 14-18 have been amended to correct several obvious typographical errors and the specification has been amended to more clearly and accurately describe the Figures and to correct several obvious typographical errors.

Conclusion

In conclusion, Applicant respectfully asserts that claims 5-18 are patentable for the reasons set forth above, and that the application is now in a condition for allowance. Accordingly, an early notice of allowance is respectfully requested. The Examiner is requested to call the undersigned at (858)-385-5298 for any reason that would advance the instant application to issue.

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Applicants do not believe that any fees are due in connection with this Response. However, if any fee is due in connection with this Response, the Commissioner is hereby authorized to charge the appropriate amount, or to credit any over payment to Applicant, Cymer, Inc.'s Deposit Account No. 03-4060.

Dated this 8TH day of November 2005

Respectfully submitted,



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